

RESOLUTION OF THE  
NAVAJO NATION COUNCIL  
24<sup>th</sup> NAVAJO NATION COUNCIL - SECOND YEAR, 2020

AN ACTION

RELATING TO AN EMERGENCY; APPROVING MEETINGS THROUGH  
TELECOMMUNICATIONS FOR CHAPTER SUBCOMMITTEES, COMMUNITY LAND USE  
PLANNING COMMITTEES, AGENCY, REGIONAL AND DISTRICT COUNCILS,  
CHAPTERS AND AGENCY VETERANS ORGANIZATIONS

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).
- B. Pursuant to 2 N.N.C. §164 (A)(16) "[m]atters constituting an emergency shall be limited to the cessation of law enforcement services, and disaster relief services, fire protection services or other direct services required as an entitlement under Navajo Nation or Federal law, or which directly threaten the sovereignty of the Navajo Nation. Such an emergency matter must arise due to the pressing public need for such resolution(s) and must be a matter requiring final action by the Council."
- C. This matter constitutes an emergency for the Navajo Nation because despite the novel coronavirus ("COVID-19") pandemic, Chapter subcommittees, Community Land Use Planning Committees, and Agency, Regional and District Councils of the Navajo Nation must continue to conduct business while maintaining the appropriate physical distancing. The ability to continue governmental operations is an inherent attribute of the Navajo Nation's sovereignty.

SECTION TWO. FINDINGS

- A. COVID-19 is a dangerous and extremely contagious respiratory virus. The virus is pandemic and has reached the Navajo Nation. COVID-19 is spreading at an alarming rate within the Navajo Nation; as of July 15, 2020, the Navajo Nation has reported 8,370 cases of COVID-19 and 406 related deaths.
- B. The World Health Organization declared a Public Health Emergency of International Concern on January 30, 2020; the United States Department of Health and Human Services declared



a Public Health Emergency related to the COVID-19 outbreak on January 31, 2020; and the World Health Organization officially declared a pandemic due to COVID-19 on March 11, 2020.

- C. On March 11, 2020, the Navajo Nation Commission on Emergency Management, with the concurrence of the Navajo Nation President and Vice President, declared a Public Health State of Emergency on the Navajo Nation due to the presence of COVID-19 in areas surrounding the Navajo Nation. Resolution No. CEM 20-03-11. The President and Commission have issued other Public Health Emergency Orders: including: Order No. 2020-001 dated March 18, 2020 (declaring the outbreak of COVID-19 and limiting mass gatherings); Order No. 2020-002 dated March 19, 2020 (quarantining the Chilchinbeto Community); Order No. 2020-003 dated March 20, 2020 (ordering individuals living on the Navajo Nation to stay home and shelter in place except for essential activities, prohibiting visitors to the Navajo Nation, and closing all businesses on the Navajo Nation except essential businesses); Order No. 2020-004 dated March 29, 2020 (implementing a daily curfew from 8:00 p.m. to 5:00 a.m. for all Navajo Nation residents, extending the shelter in place order, and further limiting public gatherings); Order No. 2020-005 dated April 5, 2020 (implementing a 57-hour weekend curfew on April 10-13); Order No. 2020-006 dated April 16, 2020 (extending the weekend curfew for April 17-20 and April 24-27, and closing Navajo Nation essential businesses during curfew hours); Order No. 2020-007 (requiring face masks in public); and Order No. 2020-008 dated April 29, 2020 (extending the weekend curfew to May 11 ). The Navajo Nation Office of the President and Vice President issued Executive Order 002-20 on March 31, 2020 (closing all Navajo Nation offices except essential personnel through April 21); and Executive Order 003-20 on April 21, 2020 (extending the closure order to May 17, 2020).
- D. There likely will be other orders issued as the risks of the spread of COVID-19 continues.
- E. The Chapter subcommittees, Community Land Use Planning Committees, and Agency, Regional and District Councils, Chapters and Agency Veterans Organizations should be authorized to meet telephonically to effectively address issues including how to prepare for and manage resources under the Navajo Nation CARES Fund. Supporting resolution of the Commission on Navajo Government Development is attached as **Exhibit A**.



- F. It is in the best interests of the Navajo Nation that Chapter subcommittees, Community Land Use Planning Committees, and Agency, Regional and District Councils, Chapters and Agency Veterans Organizations be allowed, or otherwise ordered to conduct all meetings through telecommunications methods.

**SECTION THREE. APPROVING MEETINGS BY TELECOMMUNICATION METHODS FOR CHAPTER SUBCOMMITTEES, COMMUNITY LAND USE PLANNING COMMITTEES, AND AGENCY, REGIONAL AND DISTRICT COUNCILS, CHAPTERS AND AGENCY VETERANS ORGANIZATIONS**

- A. Until the COVID-19 Declaration of Emergency is lifted, or unless the Navajo Nation Council determines otherwise, the Navajo Nation hereby approves telecommunications methods for the conduct of meetings of meetings for Chapter subcommittees, Community Land Use Planning Committees, and Agency, Regional and District Councils.
- B. The Navajo Nation Council hereby acknowledges that the Chapters are to abide by the 48-hour meeting notice pursuant to 26 N.N.C. § 1002 (B). The Chapters are to make every effort to notify their community members of the telephonic or video conferencing call in numbers to allow Chapter membership to call in to the Chapter meetings. Such notice may be posted on the Chapter website and/or in other locations. The Navajo Nation Council hereby further acknowledges that the Chapters are to abide by 26 N.N.C. § 1001 (B)(1)(m) which require chapter officials to "[w]ork closely with council members, chapter elected officials, committees and other concerned groups or agencies." The chapter officials, therefore, are reminded of the 26 N.N.C. § 1001 (B)(1)(m) requirements.
- C. The stipends that are provided for in-person meetings with regard to Chapter subcommittees, Community land Use Planning Committees, and Agency, Regional and District Councils and Veterans Agency meetings are to apply to teleconference meetings.

**SECTION FOUR. EFFECTIVE DATE**

The provisions of this Action shall become effective pursuant to 2 N.N.C. § 221 (B).



**SECTION FIVE. SAVING CLAUSE**

Should any provision of the amendments enacted herein be determined invalid by the Navajo Nation Supreme Court or the District Courts of the Navajo Nation, without appeal to the Navajo Nation Supreme Court, the remainder of the amendments shall remain the law of the Navajo Nation.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the 24<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 22 in Favor, and 00 Opposed, on this 30<sup>th</sup> day of July 2020.



Honorable Seth Damon, Speaker  
24<sup>th</sup> Navajo Nation Council

July 31, 2020  
DATE

Motion: Honorable Eugene Tso

Second: Honorable Pernell Halona

Speaker Seth Damon not voting





ACTION BY THE NAVAJO NATION PRESIDENT:

1. I, hereby, sign into law the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(10), on this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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Jonathan Nez, President  
Navajo Nation

2. I, hereby, veto the foregoing legislation, pursuant to 2 N.N.C. § 1005 (C)(11), on this \_\_\_\_\_ day of \_\_\_\_\_, 2020 for the reason(s) expressed in the attached letter to the Speaker.

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Jonathan Nez, President  
Navajo Nation





**RESOLUTION OF THE  
COMMISSION ON NAVAJO GOVERNMENT DEVELOPMENT**

AN ACTION TO RECOMMEND TO THE 24<sup>TH</sup> NAVAJO NATION COUNCIL TO ALLOW FOR NAVAJO NATION CHAPTERS' SUBCOMMITTEES, COMMUNITY LAND USE PLANNING COMMITTEES, AND TO INCLUDE AGENCIES, DISTRICTS, AND REGIONAL COUNCILS TO TELEPHONICALLY CONDUCT MEETINGS FOR THE PURPOSE OF PLANNING FOR THE CARES ACT FUNDING PROJECTS AS LONG AS CAP-19-20 IS IN EFFECT.

**WHEREAS:**

1. Pursuant to CD-68-89, the Navajo Nation Council established the Commission on Navajo Government Development (Commission) and the Office of the Navajo Government Development (ONGD) with the quasi-independent authority to accomplish the Navajo Nation Council's project of instituting reforms necessary to ensure an accountable and responsible government; and
2. Pursuant to 2 N.N.C § 971 (A), The Commission shall review, "goals and objectives of the central government as it relates to Chapters, and local communities and the relationship of Chapters and local communities and the relationship of Chapters and local communities to the central government."; and
3. The Navajo Nation President issued Executive Order 001-20 declaring a state of emergency on the Navajo Nation due to the COVID-19 pandemic on March 13, 2020; and
4. The Navajo Nation President issued Executive Order 002-20 on March 31, 2020 extending the declaration of a State of Emergency due to the COVID-19 pandemic and ordered the closure of Navajo Nation government offices and related entities; and
5. The 24<sup>th</sup> Navajo Nation Council passed Resolution No. CAP-19-20 on April 10, 2020 to allow for Chapters to conduct meetings telephonically along with other chapter functions in order to meet the needs of Chapter communities during the COVID-19 health crisis. CAP-19-20 was vetoed but ultimately reaffirmed by Council override on May 15, 2020 through Resolution No. CMY-36-20; and
6. The Navajo Nation Council passed the Navajo Nation CARES fund act on May 25, 2020 through Resolution No. CMY-44-20 which manages federal aid money awarded to the Navajo Nation in order to address the COVID-19 health emergency on the Navajo Nation; and
7. The Commission recognizes that the funding governed by the Navajo Nation CARES Fund act must be carefully managed in a timely manner and will involve the assistance and participation of Chapters and local communities; and



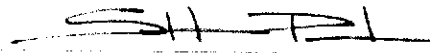
8. Chapters rely on their community resources such as Community Land Use Planning Committees and other subcommittees to effectively address issues at the local level; and
9. Chapters collaborate with their peers who organize as districts and agencies to address issues at the local and regional levels; and
10. The Commission recognizes that Chapter subcommittees, agencies, and districts must be authorized to meet telephonically to effectively prepare for and manage resources under the Navajo Nation CARES fund act.

**NOW THEREFORE IT BE RESOLVED THAT:**

1. The Commission on Navajo Government Development hereby recommends that the 24<sup>th</sup> Navajo Nation Council allow for Navajo Nation Chapters' subcommittees, community land use planning committees, Chapter agencies, Chapter districts, and regional councils to telephonically conduct meetings for the purpose of planning for the cares act funding projects as long as CAP-19-20 is in effect

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Commission on Navajo Government Development at a duly called meeting (teleconference) in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that same was passed by a vote of 8 in favor, 0 opposed, and 1 abstained, this 19<sup>th</sup> day of June 2020.



Shawnevan Dale, Pro Tem Chairperson  
Commission on Navajo Government Development

Motion: Kenneth Maryboy

Second: Crystal Jane Cree



# **VOTE TALLY SHEET**





# NAVAJO NATION

417

Navajo Nation Council Special Session

7/30/2020

12:21:02 PM

Amd#1 to Amd#	Page 1, line 15, add CHAPTERS	PASSED
MOT Halona, P	AND AGENCY VETERANS	
	ORGANIZATION	
SEC Charles-Newton	Page 3, lines 17, 24, and 29,	
	after "Councils", insert...	

**Yeas : 19**

**Nays : 0**

**Excused : 1**

**Not Voting : 3**

**Yea : 19**

Begay, E	Crotty	James, V	Tso, D
Begay, K	Daniels	Slater, C	Tso, E
Begay, P	Freeland, M	Smith	Wauneka, E
Brown	Halona, P	Stewart, W	Yellowhair
Charles-Newton	Henio, J	Tso, C	

**Nay : 0**

**Excused : 1**

Yazzie

**Not Voting : 3**

Walker, T	Damon	Tso
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**Presiding Speaker: Nez, R**



# NAVAJO NATION

419

Navajo Nation Council Special Session

7/30/2020

02:09:02 PM

Amd#2 to Amd#

Page 4, line 6, add a new

PASSED

MOT Begay, K

Paragraph "B" as follows:

SEC Henio, J

Section Three.

**Yeas : 18**

**Nays : 2**

**Excused : 1**

**Not Voting : 2**

**Yea : 18**

Begay, K

Damon

Slater, C

Tso, D

Begay, P

Freeland, M

Smith

Walker, T

Brown

Halona, P

Stewart, W

Wauneka, E

Charles-Newton

Henio, J

Tso

Yellowhair

Crotty

James, V

**Nay : 2**

Tso, E

Daniels

**Excused : 1**

Yazzie

**Not Voting : 2**

Tso, C

Begay, E

**Presiding Speaker: Nez, R**



# NAVAJO NATION

420

7/30/2020

Navajo Nation Council Special Session

02:31:59 PM

Amd#3 to Amd#

Page 4, Section Three add a new

PASSED

MOT Charles-Newton

Paragraph "C" as follows: C.

SEC Yellowhair

The stipends that are provided  
for in-person meetings with...

**Yeas : 21**

**Nays : 0**

**Excused : 1**

**Not Voting : 1**

**Yea : 21**

Begay, E

Daniels

Nez, R

Tso, D

Begay, K

Freeland, M

Slater, C

Tso, E

Begay, P

Halona, P

Smith

Walker, T

Brown

Henio, J

Stewart, W

Wauneka, E

Charles-Newton

James, V

Tso

Yellowhair

Crotty

**Nay : 0**

**Excused : 1**

Yazzie

**Not Voting : 1**

Tso, C

**Presiding Speaker: Damon**



# NAVAJO NATION

Navajo Nation Council Special Session

7/30/2020

02:41:23 PM

Amd# to Amd# MOT Tso, E SEC Halona, P	Legislation 0163-20: Approving Meetings Through Telecommunica- tions for Chapter Subcommittees, CLUPC, Agency, Regional...	PASSED
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Yeas : 22

Nays : 0

Excused : 1

Not Voting : 0

## Yea : 22

Begay, E	Daniels	Slater, C	Tso, D
Begay, K	Freeland, M	Smith	Tso, E
Begay, P	Halona, P	Stewart, W	Walker, T
Brown	Henio, J	Tso	Wauneka, E
Charles-Newton	James, V	Tso, C	Yellowhair
Crotty	Nez, R		

## Nay : 0

## Excused : 1

Yazzie

## Not Voting : 0

Presiding Speaker: Damon





**CJY-66-20**

NAVAJO NATION COUNCIL:

THREE AMENDMENTS

The first part of the paper discusses the importance of understanding the cultural context of the research. It highlights the need for researchers to be sensitive to the values and beliefs of the communities they are studying. This is particularly important in the field of education, where cultural differences can significantly impact learning outcomes.

The second part of the paper focuses on the methodology used in the study. It describes the process of selecting participants and the data collection methods employed. The researchers used a combination of qualitative and quantitative approaches to gather comprehensive data on the topic.

The third part of the paper presents the findings of the study. It details the results of the data analysis and discusses the implications of the findings. The researchers found that there are significant differences in learning outcomes between different cultural groups, and these differences can be attributed to a variety of factors, including language barriers and cultural differences in learning styles.

The final part of the paper offers conclusions and recommendations for future research. The researchers suggest that further studies should be conducted to explore the underlying causes of the cultural differences in learning outcomes and to develop effective interventions to address these issues.

# Navajo Nation Council Special Session, 30-31JUL2020

## DAY 1

Call meeting to order: 10:21 am

Roll Call: 21 members present (including Speaker Damon)

Invocation: J. Henio

Recognize Guests: J. Henio, E. Charles-Newton, J. Henio, E. Charles-Newton, J. Yellowhair, W. Stewart, Jr., H. Daniels, R. Smith, Jr., V. James, T. Walker, Jr., E. Tso, P. Halona, C. Tso, N. Brown, K.A. Begay, Jr., R. Nez

Adopt the Agenda:

M: P. Halona

S: E. Wauneka

V: 16 in favor, 0 opposed (Speaker ProTem R. Nez not voting)

## Amendment #1

Motion to address new business legislation 0163-20 first then address old business legislation 0144-20.

M: R. Smith, Jr. (withdrawn)

S: E. Tso (withdrawn)

V:

Motion to suspend the floor rules and go to New Business Legislation 0163-20 before Old Business Legislation 0144-20

M: R. Smith, Jr.

S: E. Tso

V: 16 in favor, 0 opposed (Speaker ProTem R. Nez not voting)

## New Business

## Legislation 0163-20

M: E. Tso

S: P. Halona

V: 22 in favor, 0 opposed (Speaker Damon not voting)



## Amendment #1

1. Page 1, line 15, add ,CHAPTERS AND AGENCY VETERANS ORGANIZATIONS
2. Page 3, lines 17, 24, and 29, after "Councils", insert ,Chapters and Agency Veterans Organizations
3. Page 4, line 5, after "Councils", insert ,Chapters and Agency Veterans Organizations
4. Renumber or re-letter succeeding paragraphs or sections accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

M: P. Halona

S: E. Charles-Newton

V: 19 in favor, 0 opposed (Speaker ProTem R. Nez not voting)

Recess: 12:35 pm (10 mins)

Return from Recess: 17 members present

## Amendment #2

Page 4 Line 6 add a new Paragraph "B" as follows:

### **Section Three. Approving Meetings By Telecommunications Methods for Chapter subcommittees, Community Land Use Planning Committees, and Agency, Regional and District Councils**

- A. Until the COVID-19 Declaration of Emergency is lifted, or unless the Navajo Nation Council determines otherwise, the Navajo Nation hereby approves telecommunications methods for the conduct of meetings for Chapter subcommittees, Community Land Use Planning Committees, and Agency, Regional and District Councils.
- B. The Navajo Nation Council hereby acknowledges that the Chapters are to abide by the 48-hour meeting notice pursuant to 26 N.N.C. § 1002 (B). The Chapters are to make every effort to notify their community members of the telephonic or video conferencing call in numbers to allow Chapter membership to call in to the Chapter meetings. Such notice may be posted on the Chapter website and/or in other locations. The Navajo Nation Council hereby further acknowledges that the Chapters are to abide by 26 N.N.C. § 1001 (B)(1)(m) which require chapter officials to "[w]ork closely with council members, chapter elected officials, committees and other concerned groups or agencies." The chapter officials, therefore, are reminded of the 26 N.N.C. § 1001 (B)(1)(m) requirements.

M: K.A. Begay, Jr.

S: J. Henio

V: 18 in favor, 2 opposed (Speaker ProTem R. Nez not voting)

## Amendment #3

Page 4 Section Three add a new paragraph "C" as follows:



C. The stipends that are provided for in-person meetings with regard to Chapter subcommittees, Community land Use Planning Committees, and Agency, Regional and District Councils and Veterans Agency meetings are to apply to teleconference meetings.

M: E. Charles-Newton

S: J. Yellowhair

V: 21 in favor, 0 opposed (Speaker Damon not voting)

Further consider Legislation 0144-20

M: P. Halona

S: J. Yellowhair

V: 21 in favor, 1 opposed (Speaker Damon not voting)

Roll Call: 19 members present

Legislation 0144-20

M: D. Tso

S: J. Henio

V:

Amendment #3

1. Page 1, line 16, after "PROJECTS", insert HOUSING PROJECTS
2. Insert Housing Expenditure Plan (attached) as **Exhibit 14**.
3. On page 4, line 30, insert a new paragraph as follows:  
The purpose of the CARES Fund Housing Expenditure Plan, attached as **Exhibit 14**, is to immediately provide twenty-four million dollars (\$24,000,000.00) to mitigate housing deficiencies within Navajo communities the effects of which have been exacerbated by the COVID-19 pandemic.
4. On page 5, line 28, insert a new paragraph as follows:  
The Navajo Nation hereby approves and adopts total funding for the Housing Expenditure Plan from the Navajo Nation CARES Fund in the amount of twenty-four million dollars (\$24,000,000.00) and allocates the funding to the Housing Improvement Program, as set forth in **Exhibit 14**.
5. Page 6, line 14, after "5", insert 14.
6. Delete all cumulative amounts allocated to the Hardship Expenditure Plan in the legislation and Exhibit 10 by twenty four million dollars (\$24,000,000) and replace with revised totals.
7. In Exhibit 14, Section 1, 2<sup>nd</sup> Paragraph, after "pre-manufactured homes, and" include travel or
8. Adjust any cumulative amounts set forth in the legislation, if necessary, to account for this amendment.
9. Page 1, lines 15 through 16, add the title of all new expenditure plans adopted by the Naabik'iyáti' Committee or Navajo Nation Council, but not previously added.
10. Page 4, line 30, add new separate paragraphs as follows:  
The purpose of the CARES Fund Solid Waste Expenditure Plan, attached as **Exhibit 7**, is to immediately provide thirty million seven hundred seventy-three thousand dollars





(\$30,773,000) for the development and implementation of solid waste projects that will enhance sanitation in Navajo communities and mitigate the spread of COVID-19.

11. Page 5, lines 3 through 6, add the title and exhibit numbers of all new expenditure plans adopted by the Naabik'iyáti' Committee or Navajo Nation Council, but not previously added.
12. Page 6, line 14, add the exhibit numbers for all new expenditure plans adopted by the Naabik'iyáti' Committee or Navajo Nation Council, but not previously added.
13. Page 6, line 25, amend paragraph E as follows:
  - E. The CARES Fund Expedited Procurement Rules and Procedures, ~~as set forth in Exhibit 1-~~ E, attached as Exhibit 13, are hereby adopted and shall apply to procurement activities for the Expenditure Plans set forth herein.
14. Page 7, lines 1 through 3, add the title of all new expenditure plans adopted by the Naabik'iyáti' Committee or Navajo Nation Council, but not previously added.
15. Page 8, line 4, delete ~~A cost is 'incurred' when the responsible unit of government has expended funds to cover the cost~~ and insert In its Guidance issued on June 30, 2020, Treasury clarified that 'for a cost to be considered to have been incurred, performance or delivery must occur during the covered period but payment of funds need not be made during that time (though it is generally expected that this will take place within 90 days of a cost being incurred)'.
16. Page 9, lines 10 through 16, add the title and appropriate oversight committee all new expenditure plans adopted by the Naabik'iyáti' Committee or Navajo Nation Council, but not previously added.
17. Page 9, line 22, delete ~~under 2 N.N.C. § 164 (A)(17)~~ and insert: 2 N.N.C. § 221 (B) and budget line-item veto authority delegated to the President by vote of the Navajo People in 2009.
18. Page 9, line 25, delete ~~2 N.N.C. § 164 (A)(17)~~ and insert budget line-item veto authority delegated to the President by vote of the Navajo People in 2009.
19. Delete all dollar amounts and attendant language from Expenditure Plans referencing funding past December 30, 2020.
20. Clarify HEHSC Amendment One, paragraph 3, as follows: In Exhibit 5, replace the existing NTUA broadband section of the document with the titled 2020-07-04 NTUA NTUAW CARES Act Funding Request . . . .
21. The Office of Legislative Services and Office of Legislative Counsel are authorized to update all cumulative amounts set forth in the legislation and exhibits, including Expenditure Plans, to account for amendments made at the Naabik'iyáti' Committee and Navajo Nation Council.
22. Renumber or re-letter succeeding paragraphs, sections, and/or exhibits accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

M: N. Brown

S: D. Tso

V:

